

October 20, 2009

TO: Members of the MAG Regional Council

FROM: Councilwoman Peggy Neely, Phoenix, Chair

SUBJECT: MEETING NOTIFICATION AND TRANSMITTAL OF TENTATIVE AGENDA

Meeting - 5:00 p.m.
Wednesday, October 28, 2009
MAG Office, Suite 200 - Saguaro Room
302 North 1st Avenue, Phoenix

The next MAG Regional Council meeting will be held at the MAG offices at the time and place noted above. Members of the Regional Council may attend either in person, by videoconference or by telephone conference call. Members who wish to remove any items from the Consent Agenda are requested to contact the MAG office. MAG will host a dinner/reception for the Regional Council members following the meeting in the MAG Cholla Room on the 2nd floor. Supporting information is enclosed for your review.

Please park in the garage underneath the building. Parking places will be reserved for Regional Council members on the first and second levels of the garage. Bring your ticket to the meeting, parking will be validated. For those using transit, the Regional Public Transportation Authority will provide transit tickets for your trip. For those using bicycles, please lock your bicycle in the bike rack in the garage.

Pursuant to Title II of the Americans with Disabilities Act (ADA), MAG does not discriminate on the basis of disability in admissions to or participation in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the MAG office. Requests should be made as early as possible to allow time to arrange the accommodation.

If you have any questions, please call the MAG office.

c: MAG Management Committee

**MAG REGIONAL COUNCIL
TENTATIVE AGENDA
October 28, 2009**

COMMITTEE ACTION REQUESTED

1. <u>Call to Order</u>	
2. <u>Pledge of Allegiance</u>	
3. <u>Call to the Audience</u> An opportunity will be provided to members of the public to address the Regional Council on items not scheduled on the agenda that fall under the jurisdiction of MAG, or on items on the agenda for discussion but not for action. Citizens will be requested not to exceed a three minute time period for their comments. A total of 15 minutes will be provided for the Call to the Audience agenda item, unless the Regional Council requests an exception to this limit. Please note that those wishing to comment on agenda items posted for action will be provided the opportunity at the time the item is heard.	3. Information.
4. <u>Executive Director's Report</u> The MAG Executive Director will provide a report to the Regional Council on activities of general interest.	4. Information and discussion.
5. <u>Approval of Consent Agenda</u> Council members may request that an item be removed from the consent agenda. Prior to action on the consent agenda, members of the audience will be provided an opportunity to comment on consent items. Consent items are marked with an asterisk (*).	5. Approval of the Consent Agenda.

ITEMS PROPOSED FOR CONSENT*

MINUTES

*5A. <u>Approval of the September 30, 2009, Meeting Minutes</u>	5A. Review and approval of the September 30, 2009, meeting minutes.
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TRANSPORTATION ITEMS***5B. 2009 Annual Report on Status of the Implementation of Proposition 400**

A.R.S. 28-6354 requires that MAG issue an annual report on the status of regional transportation projects included in Proposition 400, which was approved by the voters in Maricopa County in November 2004. The 2009 Annual Report is the fifth report in this series and covers the status of the Life Cycle Programs for Freeways/Highways, Arterial Streets, and Transit. A Summary of Findings and Issues is included in the attached material and the full report is available on the MAG website. Please refer to the enclosed material.

***5C. Project Changes – Amendments and Administrative Modifications to the FY 2008-2012 MAG Transportation Improvement Program**

The FY 2008-2012 Transportation Improvement Program (TIP) and Regional Transportation Plan 2007 Update were approved by the MAG Regional Council on July 25, 2007. Since that time, there have been requests from member agencies to modify projects in the programs. The proposed amendments and administrative modifications to the FY 2008-2012 TIP are listed in the attached table. These include requests to change locations for two CMAQ funded projects, new pavement preservation projects by the Arizona Department of Transportation (ADOT), and financial changes including amounts and type of funds for ADOT projects. Projects funded with the American Recovery and Reinvestment Act (ARRA) funds are included in these requested changes. On October 1, 2009, the Transportation Review Committee (TRC) recommended approval of amendments and administrative modifications to the FY 2008-2012 Transportation Improvement Program, and as appropriate, to the Regional Transportation Plan 2007 Update. Since the TRC met, there have been three additional project change requests from ADOT regarding right of way purchases. This request will not affect the current life cycle

5B. Information and discussion.

5C. Approval of amendments and administrative modifications to the FY 2008-2012 Transportation Improvement Program, and as appropriate, to the Regional Transportation Plan 2007 Update as shown in the attached tables.

program cash flow. The Management Committee recommended approval of the requested changes. This item is on the October 21, 2009, Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

*5D. Arterial Life Cycle Program Status Report

A Status Report on the Arterial Life Cycle Program (ALCP) is provided for the period between April and September 2009 and will include an update on ALCP Project work, the remaining Fiscal Year 2010 ALCP schedule, program deadlines, and program revenues and finances. Please refer to the enclosed material.

5D. Information.

AIR QUALITY ITEMS

*5E. Conformity Consultation

The Maricopa Association of Governments is conducting consultation on a conformity assessment for an amendment and administrative modification to the FY 2008-2012 MAG Transportation Improvement Program (TIP). The proposed amendment and administrative modification involve several projects, including six new Arizona Department of Transportation projects. The amendment includes projects that are exempt from a conformity determination and the administrative modification includes minor project revisions that do not require a conformity determination. Comments on the conformity assessment are requested by October 23, 2009. Please refer to the enclosed material.

5E. Consultation.

*5F. Additional Funding for a Sweeper on the Approved Prioritized List of Proposed PM-10 Certified Street Sweeper Projects for FY 2009 CMAQ Funding

On January 28, 2009, the MAG Regional Council approved a Prioritized List of Proposed PM-10 Certified Street Sweeper Projects for FY 2009 CMAQ funding and retained the prioritized list for any additional FY 2009 CMAQ funds that may

5F. Approval of additional funding for a sweeper on the Approved Prioritized List of Proposed PM-10 Certified Street Sweeper Projects for FY 2009 CMAQ Funding.

become available due to year-end closeout, including any redistributed obligation authority, or additional funding received by this region. On September 18, 2009, the Arizona Department of Transportation (ADOT) notified MAG that ADOT would not continue with their street sweeper project for FY 2008 CMAQ funding. With the deletion of the ADOT sweeper project and associated savings of \$166,491, the remaining \$52,281 for Buckeye sweeper #1 from the approved Prioritized List may now be funded. The Management Committee recommended approval of additional funding for a sweeper from the approved Prioritized List. Please refer to the enclosed material.

GENERAL ITEMS

*5G. MAG FY 2011 PSAP Annual Element/Funding Request and FY 2011-2015 Equipment Program

Each year, the Public Safety Answering Point (PSAP) Managers submit inventory and upgrade requests that are used to develop a five year equipment program that forecasts future 9-1-1 equipment needs of the region and will enable MAG to provide estimates of future funding needs to the Arizona Department of Administration (ADOA). The ADOA Order of Adoption stipulates allowable funding under the Emergency Telecommunications Services Revolving Fund. The MAG 9-1-1 PSAP Managers, the MAG 9-1-1 Oversight Team, and the MAG Management Committee recommended approval of the MAG FY 2011 PSAP Annual Element/Funding Request and FY 2011-2015 Equipment Program. Please refer to the enclosed material.

*5H. Application Process for the 2009 U.S. Department of Housing and Urban Development Stuart B. McKinney Funds for Homeless Assistance Programs

On December 8, 1999, the MAG Regional Council approved MAG becoming the responsible entity for a year-round homeless planning process which includes submittal of the U.S. Department of Housing and Urban

5G. Approval of the MAG FY 2011 PSAP Annual Element/Funding Request and FY 2011-2015 Equipment Program for submittal to the Arizona Department of Administration.

5H. Information.

Development (HUD) Stuart B. McKinney Continuum of Care Consolidated Application for the MAG region. The Continuum of Care grant supports permanent and transitional housing as well as supportive services. A total of \$172 million has been awarded to the region since 1999. Last year, the region received more than \$24.5 million for 53 projects serving homeless individuals and families. The 2009 federal application was released on September 25, 2009 and the Continuum of Care consolidated application is due to HUD on November 9, 2009. The Ranking and Review Panel provided a draft list of all new and renewal applicants requesting funds during this application process to the MAG Management Committee for information. Project applications are due to the Ranking and Review Panel on October 26, 2009. The final list of recommended projects will be provided to the MAG Regional Council for information on October 28, 2009. Approval of the final consolidated application by the MAG Continuum of Care Regional Committee on Homelessness is expected on November 3, 2009. Please refer to enclosed material.

*5I. Social Services Block Grant Amendment

The Social Services Block Grant allocation recommendations were approved by MAG Regional Council in February 2009. In June 2009, MAG received a request from the Area Agency on Aging (AAA) to move \$177,775 from the elderly supportive intervention/guidance counseling line item to the elderly home care line item. The request to move funding will assist AAA to maximize the funding that remains after State budget reductions. During the process to develop the original allocations, the MAG Human Services Technical and Coordinating Committees determined elderly supportive intervention/guidance counseling to be a low priority service and elderly home care to be a high priority service. The MAG Human Services Technical Committee, MAG Management Committee, and the MAG Human Services Coordinating Committee have recommended approval of the transfer of funds. Please refer to enclosed material.

- 5I. Approval to amend the Social Services Block Grant (SSBG) Plan to transfer funding of \$177,775 from the elderly supportive intervention/guidance counseling line item to the elderly home care line item and to send the revised SSBG allocation recommendations for FY 2010 to the Arizona Department of Economic Security.

ITEMS PROPOSED TO BE HEARD

TRANSPORTATION ITEMS

6. Update on the American Recovery and Reinvestment Act (ARRA) of 2009: Reallocation of Unused Local/MPO ARRA Funds – Policy Options

The American Recovery and Reinvestment Act (ARRA) of 2009 was signed by President Obama on February 17, 2009. The Act directs transportation infrastructure funds to highway and transit agencies in State and Metropolitan Planning Organizations. In March 2009, the MAG Regional Council provided policy direction on how to program the ARRA funds designated to the MAG region for local projects, which included a regional obligation deadline of November 30, 2009. Per federal regulations, projects must undergo a set of federal clearances prior to obligation and advertisement and be obligated by March 2, 2010. Bids for initial ARRA funded projects have been between 20 percent to 50 percent below original estimates, and it is anticipated that trend will continue. As a result, unprogrammed ARRA funding may become available for additional projects. It is also anticipated that while some projects may not be on track to meet the federally mandated obligation date of March 2, 2010, others may be near completion and not meet the Regional Council November 30, 2009 deadline. With no Regional Council meeting scheduled in November, the Transportation Review Committee and the Management Committee recommended that the November 30, 2009 date be considered as a milestone date to determine the likelihood of obligation by the March 2, 2010 date and that another “hard” deadline date be established in January. The committees also provided guidance on the policy options. The categories that are proposed for the reallocation of the ARRA funds will be further discussed and a recommendation for the priorities for the categories will be on the October 29, 2009 Transportation Review Committee agenda. The recommendation will be considered at the November 18, 2009 MAG Management

6. Approval that MAG staff explore the following uses for the reallocation of unobligated ARRA be considered, with the priorities for the uses be set next month based on further consideration: 1) Additional ARRA funds for existing ARRA projects, however, no increase in scope would be allowed, 2) Reduction in the local match, but not below the minimum set by MAG policy, for other federally funded projects that will obligate by the deadline, 3) Other local projects in the region that are eligible for ARRA funds and can obligate by the deadline, 4) Transfer funds to Transit, and 5) Modify the November 30, 2009 obligation deadline to a project development status review to determine the likelihood to obligate by March 2, 2010 with a final obligation/project development status review deadline in January to be determined.

Committee, the December 2, 2009 Transportation Policy Committee and the December 9, 2009 Regional Council meetings. This item is on the October 21, 2009, Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

7. Consideration of Tentative Scenario for Balancing the Proposition 400 Regional Freeway and Highway Program

In May 2009, a tentative scenario was presented to the Transportation Policy Committee as a means for bridging the funding gap in the Freeway and Highway Program. On July 15, 2009, the Transportation Policy Committee recommended that information provided by the MAG staff be reviewed by the Transportation Policy Committee that day for information and discussion only and that the information be further analyzed by the member agency staff and that a discussion be held regarding this information by the MAG Management Committee and that a decision on this information be tabled for 90 days and be considered at the October 21, 2009, Transportation Policy Committee meeting. An update will be provided on the strategies identified by MAG staff to address the funding gap in the Regional Freeway Program. Topics covered within this presentation include an update on cost saving proposals in the SR-202L/South Mountain Freeway and SR-303L corridors. The update will conclude with a presentation on overall strategies and scenarios for meeting the Regional Freeway funding gap, based on the corridor-specific cost savings, data collected from the Central Phoenix Peer Review Group, discussions with ADOT and their Management Consultants, and MAG staff recommendations. On October 14, 2009, the Management Committee received a presentation and discussed the tentative scenario. Please refer to the enclosed material.

7. Information, discussion, and possible action to approve a tentative scenario for the MAG Regional Freeway and Highway Program to balance the Proposition 400 Regional Freeway and Highway Program and to incorporate it into the Regional Transportation Plan 2010 Update and the FY 2011-2015 MAG Transportation Improvement Program, with the understanding that due to the present cost and revenue uncertainties that this represents a placeholder and the program will be reevaluated in 18 months.

GENERAL ITEMS

8. ASU North American Center for Transborder Studies Report Update

On April 22, 2009, the MAG Regional Council approved amending the FY 2009 MAG Unified Planning Work Program and Annual Budget to include up to \$12,000 of MAG federal funds if needed to have Arizona State University's North American Center for Transborder Studies conduct a study to describe the global and North American forces that impact the MAG region and the Sun Corridor. The report was jointly funded by MAG, the Central Arizona Association of Governments (CAAG), and the Pima Association of Governments (PAG). MAG, CAAG, and PAG staff have reviewed the final report and have discussed the possibility of holding a joint meeting. At the meeting, it is anticipated that a presentation will also be made by Arizona State University's Morrison Institute and discuss the characteristics of the Sun Corridor region. To further enhance planning coordination efforts among the three regions, a joint resolution has been prepared. The CAAG Regional Council has approved this resolution and it is currently under consideration by the PAG Regional Council. MAG staff will present an update on this item and is seeking to recommend approval of a resolution of planning coordination with the Maricopa Association of Governments (MAG), Pima Association of Governments (PAG), and Central Arizona Association of Governments (CAAG) and for the MAG Chair to sign the resolution at a future joint meeting of MAG, PAG, and CAAG. The MAG Executive Committee recommended approval of this item on October 19, 2009. Please refer to the enclosed material.

9. Legislative Update

An update will be provided on legislative issues of interest.

8. Approval of a resolution of planning coordination with the Maricopa Association of Governments (MAG), Pima Association of Governments (PAG), and Central Arizona Association of Governments (CAAG) and for the MAG Chair to sign the resolution at a future joint meeting of MAG, PAG, and CAAG.

9. Information, discussion and possible action.

10. Request for Future Agenda Items

Topics or issues of interest that the Regional Council would like to have considered for discussion at a future meeting will be requested.

11. Comments from the Council

An opportunity will be provided for Regional Council members to present a brief summary of current events. The Regional Council is not allowed to propose, discuss, deliberate or take action at the meeting on any matter in the summary, unless the specific matter is properly noticed for legal action.

12. Adjournment

10. Information and discussion.

11. Information.